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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Patent Application of
 M. Lee et al.

Application No.: 10/690,880

Filing Date: October 22, 2003

Title: BIOMARKER PANEL FOR
 COLORECTAL CANCER

MAIL STOP IDS

Group Art Unit: 1636

Examiner: WALTER SCHLAPKOHL

Confirmation No.: 8369

THIRD
 INFORMATION DISCLOSURE STATEMENT
 TRANSMITTAL LETTER

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Enclosed is a Third Information Disclosure Statement (IDS) and accompanying form PTO-1449 for the above-identified patent application.

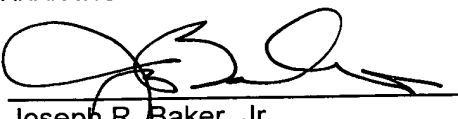
- ☐ No additional fee for submission of an IDS is required.
- ☒ The fee of \$ 180 as set forth in 37 C.F.R. § 1.17(p) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e) is also enclosed.
- ☐ A statement under 37 C.F.R. § 1.97(e), and the fee of \$ 180 as set forth in 37 C.F.R. § 1.17(p) are also enclosed.
- ☐ Charge _____ to Deposit Account No. 02-4800 for the fee due.
- ☐ A check in the amount of _____ is enclosed for the fee due.
- ☒ Charge \$180.00 to credit card for the fee due. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Date March 29, 2007

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY LLP

By:


 Joseph R. Baker, Jr.
 Registration No. 40,900

P.O. Box 1404
 Alexandria, VA 22313-1404
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I hereby certify that this correspondence is being deposited with the United State Postal Service as First Class Mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date of Deposit March 29, 2007


 Typed Name: Kim A. Cabello



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01 FC:1006

180.00 DP



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Nancy M. Lee et al.

Application No.: 10/690,880

Filed: October 22, 2003

For: BIOMARKER PANEL FOR
COLORECTAL CANCER

) **MAIL STOP IDS**

) Group Art Unit: 1636

) Examiner: WALTER SCHLAPKOHL

) Confirmation No.: 8369

THIRD INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, the accompanying information is being submitted in accordance with 37 C.F.R. §§ 1.97 and 1.98.

Pursuant to 37 C.F.R. § 1.98, a copy of each of the documents cited is enclosed. However, copies of the listed U.S. patents and U.S. patent application publications are not enclosed since it is no longer required according to the July 11, 2003 waiver of the requirement for copies of cited U.S. patents and U.S. patent application publications in national patent applications filed after June 30, 2003 and international applications entering the national stage under 35 U.S.C. § 371 after June 30, 2003.

The documents are being submitted after a first Office Action on the merits but prior to the closing of prosecution, therefore under 37 C.F.R. § 1.97(c), the fee set forth in 37 C.F.R. § 1.17(p) is enclosed.

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01 FC:1806

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To assist the Examiner, the documents are listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BUCHANAN INGERSOLL & ROONEY LLP

Date: March 29, 2007

By:



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THIRD **INFORMATION DISCLOSURE** **STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 1

APR 02 2007

Application Number	10/690,880
Filing Date	October 22, 2003
First Named Inventor	Nancy M. Lee et al.
Examiner Name	WALTER SCHLAPKOHL
Attorney Docket No.	1034516-000006

U.S. PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Name of Patentee or Applicant of Cited Document	Issue/Publication Date (MM-DD-YYYY)
	5,837,452	A	Clark	11/17/1998
	US 2004/0241710	A1	Gish	12/02/2004
	US 2006/0088862	A1	Lee	04/27/2006

FOREIGN PATENT DOCUMENTS

Examiner Initials	Document Number	Kind Code (if known)	Country	Date of Publication (MM-DD-YYYY)	STATUS						
					Translation	Partial Translation	Eng. Lang. Summary	Search Report	IPER	Abstract	Cited in Spec

NON-PATENT LITERATURE DOCUMENTS

Examiner Initials	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
	Stratagene Catlog, 1998, Page 39: "Gene characterization kits"
	BUCK, G. A., J. W. Fox, M. Gunthorpe, K. M. Hager, C. W. Naeve, R. T. Pon, P. S. Adams, and J. Rush "Design Strategies and Performance of Custom DNA Sequencing Primers" Biotechniques, September 1999, Volume 27, pp 528-536
	FUTSCHIK, M., A. Jeffs, S. Pattison, N. Kasabov, M. Sullivan, A. Merrie and A. Reeve " Gene Expression Profiling of Metastatic and Nonmetastatic Colorectal Cancer Cell Lines" Genome Letters, 2002, Volume 1, No. 1, pp22-34
	Qiagen News, Issue No. 5, 2002, Page 21: RNAlater Tissue Protect Tubes

Examiner Signature	Date Considered
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with M.P.E.P. § 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.